App. F. IX-4

1928. 29 (

File No. 49-28

Previous References

Serial Nos. 2

Later References

Mng 159-30-1-2
Mng 175-31(1-4)
Mng 234-33-1
Mng 49-28-1-2
Mng 214-34(1-4)
Mng 314-38-1 to.

Mng. 291 38 - 1+2

General and Revenue Secretariat.

Serial Nos. 1

Part B for Marg

SUBJECT

Papers regarding the renewal of the grant of certain exemptions to Parsees and other communities

From
The Comptroller
Imperial Treasury
No 1769-12 By 1-3-29

Papers regarding the renewal of the exemptions granted to certain communities

GENERAL AND REVENUE SECRETARIAT.

( )

NOTES.

File No. 49/28

FILE HEADING.

Orders Re. the Resumption of Inams of Defunct Mugrai Pushkinis

FROM

No.	Dated	Received

Diary No.	Enclos.	Spare copies	Serial No. 2

BRIEF ABSTRACT OF LETTER.

G O. No 1769-72- Mug. 49 — 28-2 Dt. 18th March 1929.

NOTES AND ORDERS.

Serial No.

1968/21.9.

GEN SECRETARIAT
6 OCT 1968
MUZRAI
546.

The following are some problems of the Muzrai Department which require consideration:-

(1) Some institutions to which land or cash grants have been allowed, have ceased to exist and yet their grants are being enjoyed by persons who have no right to them. There has been no systematic enquiry for the resumption of these grants;

(2) In some cases, the institutions to which land grants have been allowed, are in ~~xx~~ existence, but their Devadaya Inam lands have been alienated and are in the enjoyment of persons who render no service to the institutions concerned. No exhaustive enquiry for the resumption of such lands and for their restoration to the institutions concerned has so far been made;

(3) Cash or land endowments or both allowed to some institutions are found to be inadequate for their maintenance and representations are being made for increasing their grants. But there are no

Serial No.

no general rules for dealing with cases of this kind;

and (4) Charitably disposed persons build new religious institutions and apply for Government grants for their maintenance. There are, however, no rules for dealing with such applications.

2. As regards Nos. (1) and (2), it is necessary to undertake a complete investigation of all cases coming under these categories and prevent, with the least possible delay, the unauthorised enjoyment of land or cash grants belonging to institutions which have either ceased to exist or which, though existing, have been deprived of the benefit of their endowments. In his letter dated 4th June 1928, the Muzrai Commissioner has brought to notice that cases of this kind are numerous in the Thirthahalli and Shimoga Taluks and has suggested that an experienced Revenue Officer of the status of an Amildar might be appointed for a period of three months to enquire into all cases of unauthorised enjoyment of Inam lands in these two Taluks and take action for their resumption or restoration. The enquiry proposed by the Muzrai Commissioner is very necessary and it has to be carried out promptly. His

Note – Contn. Sheet

recommendation

Serial No.

recommendation may be approved.

3. This investigation will have to be extended to all Taluks in which the number of cases of unauthorised enjoyment is large. In Taluks in which the number of cases is not large, the investigation may be required to be conducted by the Amildars of the Taluks. As suggested by the Financial Secretary in his note dated 19th June 1923, it is desirable to require the Amildars of the Taluks in which cases of unauthorised enjoyment of Devadaya Inams are expected to be many, to prepare provisional lists of such cases and the Amildar specially appointed to investigate the matter may make these lists the basis for conducting his enquiries. In Taluks in which this work is not likely to be heavy, the Amildars themselves may make enquiries and submit reports suggesting the action to be taken in the different cases. The Muzrai Commissioner may issue such instructions as are necessary for ensuring that all cases receive attention and that the investigation is completed very early.

4. The Muzrai Commissioner has suggested that the expenditure on the employment of a special Amildar for this purpose may be met from the funds of three institutions, viz.,

Serial No.

viz.,

(1) Rameswaraswami Temple at Keladi;

(2) -do.- at Thirthahalli

(3) Samagod Ramachandra Devaru Temple, Thirthahalli.

I do not think it is fair to require particular institutions to contribute towards the cost of this general enquiry. The expenditure on this investigation may be met from the General Muzrai Fund.

5. An Inam grant - cash or land- to a religious or charitable institution can be continued to it only so long as the conditions of the grant are duly fulfilled. When an institution entitled to an Inam grant ceases to exist and the circumstances of the case are such that the resuscitation of the institution is not necessary, possible, or desirable, the Inam allowed to it should be resumed for failure of service. In a number of cases, the grants of defunct Muzrai institutions have been resumed and the Inam tenure of the lands has been cancelled. In a few cases, the land or cash Inams of such institutions have been transferred to new or old institutions which stood in need of financial assistance.

6. If the policy of resumption is continued to be enforced in the future as it

Serial No.

it has been in the past, most of the Inam grants will disappear as, in the natural order of things and in the course of long periods, old institutions, especially temples and chattrams, fall into disuse. Fresh grants of cash allowances or land ~~Ina~~ Inams are not now generally made to religious institutions. Owing to the gradual resumption of old grants and to the modern tendency of permitting no new grants, the result will be the complete disappearance, in course of time, of all State aid to religious institutions. It is desirable to prevent this result as far as possible. Old religious institutions fall into decay, but new ones come into existence. The religious instinct is of great value to society and institutions that minister to it require, I think, Government support. As fresh grants are not considered permissible, I would suggest that Inam grants, cash or land, of defunct Muzrai institutions may not be resumed, but may be made available for new institutions, or for old institutions the resources of which are insufficient to meet their requirements.

6. Two Muzrai Commissioners have expressed the same view, as will be seen from the following extracts from their letters:-

Note – Contn. Sheet

Serial No.

Mr. C.S.Balasundara Iyer.-

"Though the policy of Government is against the alienation of Government revenue by the grant of new Inams and quite rightly so, I do not see any objection in principle to transfer an already existing Inam from defunct institutions to another which serves the present spiritual needs of the community: such action, I submit, is in accordance with Indian sentiment."

(vide his letter No. 1509 dated 17th November 1926.

Mr. P. G. D'Souza.-

"The enquiry, I propose, will result in the substantial improvement in the income of the institutions as a whole and relase lands and funds by which it will be possible to grant concessions in other deserving cases."

(vide his letter No.1631 dated 4th June 1928.)

"The realisations from the sale of such lands which were endowed for a charitable purpose but resumed since the purpose was not fulfilled, should appropriately be conserved for being spent on charitable purposes in future and not credited to realisations from Kalki sales and I beg therefore to suggest that all such realisations may be allowed to be kept in the Savings Bank in the name of the Muzrai Commissioner to be utilised for grants to Muzrai Institutions for approved expenditure sanctioned by Government."

(vide his letter No. 668 dated 9th August 1926.

7. As a matter of fact, this principle was adopted so far back as 1894 and it was also directed to be brought into force with restrospective effect from 1882, as will be seen from the following extract from Order No. 11532-41/Pet.1097 dated 14th January 1894:-

"Government also consider that the assessment of all Pagoda and Charitable

Note – Contn. Sheet

Inams

Serial No.

Inams resumed for non-performance of service should be credited to the Muzrai Funds, in view ~~of~~ to their being appropriated for any new grants made. The Muzrai Superintendent is requested to make enquiries and report the area and assessment of all religious and charitable Inams resumed within the last twelve years in each District."

This Order has, however, not been brought into force and I have not been able to trace why it has not been carried out.

8. Considerable difficulty is being experienced in finding money for the repair of buildings of Muzrai institutions and for giving ~~the~~ them occasional help, when they have special demands to meet which are beyond their resources. The Muzrai temples under the management of the Palace, Temples at Halebid and Belur, the Chattram at Benares, are some of the institutions for which money has to be found for various necessary purposes, but there is no means of providing it There are also other institutions on behalf of which requests for financial aid are often received, but it has been found impossible to comply with them. If the land and cash grants of defunct Muzrai institutions are not ~~cancelled~~ cancelled and if the annual incomes from these sources are permitted, pending their transfer to other institutions, to be added to ~~the~~ the General Muzrai Fund, the latter Fund will be in a better position

Serial No.

position to meet some of the demands made on it.

9. The grant of Inams, however small and whether cash or land, to institutions makes them Muzrai institutions under the Religious and Charitable Institutions Regulation and it is therefore calculated to improve the control over them. The prospect of getting such grants is also likely to encourage charitably disposed persons to found institutions and make them available for the benefit of the public.

10. I would suggest the following arrangement in the circumstances stated above

(1) The cash and land Inams of defunct Muzrai institutions may be permitted to be granted to existing institutions which are considered deserving of Government help. The management of Mutts is not, in many cases satisfactory and resumed grants, land or cash, need not ordinarily be allowed to them.

(2) After resumption and until re-granted to ~~not~~ other institutions, the cash grants of defunct Muzrai institutions and also the annual income from their land Inams may be credited to the General Muzrai Fund

Serial No.

(3) The resumed cash and land Inams may, as far as possible, be re-granted to institutions which are in the Taluks in which the old institutions were situated and which belong to the same religion as the old institutions.

(4) Inam grants may be allowed only to institutions which are meant for the use of the public and which are supported by endowments made from private or public subscriptions.

3 - OCT. 1928
No. 1923

Muzl
24.9.25
24/9

H Scy
Dewan

25/10

2
3 lords
etc.
3/10

4 OCT. 1928
No. 2232
Note — Contn. Sheet

2
4/10
For perusal

Muzl 5/10/25 4/10 For Hon 4/10

General and Revenue Secretariat. File No. of 192

Serial No.

DEWAN'S OFFICE. 6 OCT. 1928 No. 1103

I am sorry this point was not specifically brought to notice when the file was marked to Dewan on 3.10.28

As the proposals ~~circulated~~ in the 1st member's minute in exchange of policy, the matter may, if approved, be disposed of accordingly will be done. The Chief Secy for may action after perusal.

Dewan

6/10/28.

NS 6/10

Yes.

DD

7-10-28

To Chief Secy with compliments.

8/10

NS 8/10

CHIEF SECRETARY. 8 OCT. 1928 C.S

I agree to the proposals and would suggest that they may in the first instance be adopted tentatively for a period of say five years

SCC/8

NOTE—Contn. Sheet.

WD 01714—GPB—30 000—18-4-28

oposal by Circulation)

No. C. 141

.....of 1928-29.

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT.

Question of investigating how far the conditions of grant are being fulfilled in respect of endowments (Cash as well as Inam) made to Muzrai Institutions, and the policy to be adopted in the matter of resumption of grants and disposal of the grants so resumed.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

Chief *Secretary to Government.*

10th October 1928. XIX .

~~Extraordinary Member of Council~~.

2371/10/10 **First Member of Council.** 10-10-28

Second Member of Council. I quite agree - C&Z 14/10

4201/15/10 Third Member of Council. GPB—1,000—23-8-14 Opinion recorded by the Member.

In favour of proposal

2749/7/11 Final Note is put by 11

11-11-28.

Serial No.

In his letter dated 4th June 1928, the Muzrai Commissioner stated that if the general principle of non-resumption of grants of defunct muzrai institutions was accepted, he would submit detailed proposals for giving effect to it. As my note dated 24th September 1928 dealt with these details also, I thought it well to obtain the Muzrai Commissioner's views regarding them before dealing with the case finally, and accordingly addressed my D.O. dated 9th November 1928 to him. His reply is contained in his D.O. dated 2nd January 1929 and he states that he is in agreement with the views expressed in my note and all that the rules proposed by me are suitable and may be adopted.

I have suggested that the resumed inams might be re-granted to institutions which are in the taluks in which the old institutions were situated. The Muzrai Commissioner considers that some more freedom might be reserved to Government in this respect and that the resumed inams might be made available to similar institutions in the same district, preferance, however, being given to institutions in the same taluk. This modification may be accepted.

NOTE—Contn sheet

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Serial No.

agency for investigation into cases of alienation or unauthorised enjoyment of inams in taluks in which instances of this nature are numerous. These points are dealt with in paras 2 and 3 of my note dated 24-9-1928.

The Third Member has suggested that the proposals might be adopted in the first instance tentatively for a period of, say, five years. Inams grants are generally made without any limitation of time and re-grants have to follow this rule. The details of the scheme may, however, require to be reviewed for making such modifications as experience calls for and this review may be made after five years as suggested by the Third Member.

Final Note is put up.

Dewan

WD 5/11/27.

Dewan

5/11/27

NOTE—Contn sheet

WD 0324—GPB —60,000—24 5 27

Final Note by the First Member of Council.

Subject:—

Land and Cash Grants relating to Muzrai Institutions.

Instances have been repeatedly brought to the notice of Government in which institutions to which land or cash grants have been allowed, have ceased to exist and yet their grants are being enjoyed by persons who have no right to them. Cases have also come to the notice of Government in which institutions to which land grants have been allowed, are in existence, but their Devadaya inam lands have been alienated and are in the enjoyment of persons who render no service to the institutions concerned. There has been no systematic enquiry for the resumption or restoration of these grants and it is now proposed to arrange for an exhaustive investigation into all these cases in all the taluks. In taluks in which the number of cases for enquiry is large, a special agency will be employed at the cost of the General Muzrai Fund, and in other cases, the work will be required to be done by the Amildars of the taluks concerned.

2. Cash or land inams, or both, allowed to some institutions are found to be inadequate for their maintenance and representations are being made for increasing their grants. Charitably disposed persons build new religious institutions and apply for Government grants for maintenance. There are now no rules to deal with applications coming under these two classes.

3. An inam grant, cash or land, to a religious or charitable institution can be continued to it only so long as the conditions of the grant are duly fulfilled. When an institution entitled to an inam grant, ceases to exist and the circumstances of the case are such that the resuscitation of the institution is not necessary, possible or desirable, the inam allowed should be

augmentation

resumed for failure of service. If the policy of resumption is continued to be enforced in the future as it has been in the past most of the inam grants will disappear as in the natural order of things and in the course of long periods, old institutions, especially temples and chattrams, fall into disuse. Fresh grants of cash allowances or land inams are not now generally made to religious institutions. Owing to the gradual resumption of old grant and to the modern tendency of permitting no new grants, the result will be the complete disappearance in course of time of all State aid to ~~the~~ religious institutions. It is desirable to prevent this result as far as possible. Old religious institutions fall into decay, but new ones come into existence. The religious instinct is of great value to society and institutions that minister to it deserve Government support. As fresh grants are not now made, the inam grants, cash or land, of defunct Muzrai institutions may not be resumed, but may be made available for new institutions or for old institutions the resources of which are insufficient to meet their requirements. This principle was actually adopted so far back as 1894, but it has not yet been given effect to.

4. The following arrangements are ~~proposed~~ for giving effect to the principle of re-grant referred to above:-

(1) Cash and land inams of defunct muzrai institutions may ~~be permitted~~ to be granted to existing institutions which are considered deserving of Government help. The management of Mutts is not, in many cases, satisfactory and resumed grants, land or cash, need not be allowed to them.

(2) After resumption and until re-granted to other institutions, the cash grants of defunct muzrai institutions and also the annual income from their land inams may be credited to the General Muzrai Fund. This is suggested in view of the desirability of

augmenting

augmenting the resources of this Fund for meeting the many demands made on it: vide para 8 of my note dated 24th September 1928.

(3) The resumed cash or land inams may be re-granted to institutions which belong to the same religion as the old institutions and which are in the same district, preferance, however, being given to institutions in the same taluk.

(4) Inam grants may be allowed only to institutions which are meant for the use of the public and which are supported by endowments made by private or public subscriptions.

5. These proposals are agreed to by the Dewan and the other Members of Council. The Third Member has suggested that they may, in the first instance, be adopted tentatively for a period of five years. Inam grants are generally made without any limitation of time and re-grants have to follow this rule. The details of the scheme may, however, require to be reviewed for making such modifications as experience calls for and this review may be made after five years as suggested by the Third Member.

6. I solicit the gracious sanction of His Highness to the proposals explained above.

Bangalore,
3rd January 1929.

MEMBER OF COUNCIL.

Submitted to His Highness.

I submit herewith a Final Note by the First
Member of Council on the subject of the re-grant of the resumed cash or land inams of ~~defunct~~ Muzrai Institutions ~~&~~ other deserving ~~desiring~~ institutions
for His Highness' gracious approval.

Mirza M. Ismail
Dewan.

5/1/29.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Land and Cash Grants relating to Muzrai Institutions.

Order.

KRW
23/1/-9

C' Secy
M2
25-1-19

General and Revenue Secretariat

SUBJECT

land and Cash grants relating to Muzrai Institutions.

(*)

31 All urgent or confidential files returned with His Highness' orders may in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders

33 The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members

34 In all other cases the files will first be circulated to the Members of Council at headquarters and then to the Secretariat concerned for the issue of orders

4476/26/1

Circulated to Members of Council for perusal of His Highness' orders before/after issue of orders. (Vide Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure)

By Order,

Chief Secretary to Government.

Through the Secretary to Government

Finl Department, (Revn.).

FIRST MEMBER OF COUNCIL.(1)

SECOND MEMBER OF COUNCIL(2) V C89 5/1/29

5792/26/1

THIRD MEMBER OF COUNCIL.(3) Rec 30/4/29

7958/30/1

Financial Sec, with Compts.

RG 30/4/29

NOTE.—Contn. sheet

37/1

General and Revenue Secretariat. File No. of 192 .

Serial No.

5090

9 FEB. 1923
No. 2006

Typed draft forwarded

Draft appd. & fair draft may be placed in the file.

2.

No 1769-72 : I 3- 29.

S D 01714—G P S—10,000—1-24-25

D. O. No. 60
Encl files

PUBLIC OFFICES,

Bangalore, 9th November *192* 8.

Dear Mr. D'Souza,

With reference to our conversation at Mysore, I herewith send the file relating to the non-resumption of grants of defunct Muzrai institutions and the utilisation of these grants for institutions which are in working order. The proposals contained in my note dated 24th September 1928 are mainly based upon the recommendations made in your letter dated 4th June 1928. I have thought it well to consult you regarding the proposals before they are finally adopted.

Yours sincerely,

M N Venkatachar

List of papers and files sent.

Muz. C.161 - Notes 10 pages.
2. Draft F.N.
3. Muz. 1-93 (Ser. 1-10).

4. Muz. 49-28 - Notes pages 2.
5. ,, Commr.'s letter 10-8-1928.
6. File Muz. 179-27 (Ser.1-9)

7. 16-26 - Notes pages 6.
8. Letters 3
9. File Muz. 38-25 (Ser. 1-6)

10. Muz.D.1646 - Notes 5 pages.
11. Muz.Commr.'s letter 7th June 1928.

12. Muz. File 53-27 Notes 2 pages.
13. Letters Ser.6(Muz.53-27), D.1229
14. Muz. File 53-27 (Ser.1-4).

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE,

Dated, Bangalore, the 22nd December *1928*

2/1/1912

My dear Sir,

With reference to your D. O. letter No. 60 dated 7th November 1928, I beg to state that I am in agreement with the views expressed in your note and consider that the rules proposed are suitable and may be adopted. I have all along been of the opinion that it is desirable to preserve the integral character of the original foundations as far as possible and that therefore when once a charity has been established, the proceeds should not be forfeited to Government merely because the particular charity has failed or is considered unnecessary but that on the analogy of the cypres doctrine in the law of trusts, the lands or cash grants which were assigned for the purposes of the charity should be devoted to charities of a similar nature belonging to the same religion as the old institutions to which they were originally attached. The resumed cash and land inams may be made available to any similar institution in the same District instead of in the same Taluk, preference however being given to the institutions in the same Taluk.

In clause 3 of paragraph 10 of the note, it is proposed that the cash grants of defunct Muzrai Institutions and also the annual income from their land inams may be credited to the general Muzrai Funds. The adoption of such a course is likely to result in the mixing up of amounts belonging to the defunct institutions of the various classes and render it difficult to work out the principle of making the amounts available to other

other institutions of similar classes, -- unless subsidiary accounts are also maintained for each Taluk and for each institution or institutions of the same class in the same Taluk. To avoid this difficulty, I would suggest that the amounts may be kept in the Savings Bank, a separate account being opened in each case so that the interest earned may also be credited to the same account and may be utilised for the same purpose as the corpus.

Apart from the issue of the rules, it is necessary that satisfactory arrangements should be made to see that they are brought into force and worked properly. While in a majority of Taluks in view of the small number of cases that might require investigation it may be possible for Amildars to hold the necessary enquiries and resume the inams wherever the conditions of grant are not being duly fulfilled or the inams are being enjoyed by persons who have no right to it, in some of the Taluks where there are a number of such cases requiring investigation, special Amildars may have to be deputed for the purpose.

I return herewith the files received with your letter under reply.

Yours sincerely,

/sd/ [illegible]

To

Raja Karya Prasakta Dewan Bahadhur
M. N. Krishna Rao, Esq., B.A.,
1st Member of Council to the
Government of Mysore, Bangalore.

approved as submitted.

Copy not sent to Revenue Court as waiver of copies.

Proceedings of the Government of H. the Maharaja of Mysore.

Read:-

Correspondence ending with D. letter No. 105/18-19, dated 2nd Janu 1929, from the Muzrai Commissioner i Mysore, reporting on the subject of ~~appropriation~~ resumption of grants of defunct Mu Institutions, & improving the resour of existing institutions wherever nec ar for making fresh grants to institutio newly coming into existence and requi help.

Order No. 1764-72
Mar 49-28-2

Instances have been repeatedly brought to the notice of Government in which institutions to which land or cash grants ~~have been~~ are allowed by Govt have ceased to exist and yet their grants are being enjoyed by persons who have no right to th them. Cases have also come to ~~the~~ notice ~~of Government~~ in which institutions to which land grants ~~have been~~ are allowed are in existence, but their Devadaya, Inam lands have been alienated and are in the enjo ment of persons who render no service to the institutions concerned. There has be no systematic ~~enquiry~~ enquiry into Cases of this kind for the re sumption or restoration of ~~these~~ grants ~~and it is now proposed~~ necessary to arrange for an exhaustive investigation into all ~~these~~ instances ~~cases~~ of this Nature in all the Talks. In Taluks in

The unauthorised enjoyment or alienation of which is established.

In view of these facts Govt have decided

ich the number of cases for enquiry is
rge, a special agency will be employed ~~temporarily~~ for the period necessary and its cost will be met from ~~the cost of~~ the General Muzrai Fund,
l in other ~~cases~~ Taluks, the work will be required
be done by the ~~mildars of the Taluks~~ respective Amildars
~~correct.~~

~~9.~~ Cash or land inams, or both, allowed to
he institutions are found to be inadequate
r their maintenance and representations
e being made for increasing their grants.
vritably disposed persons build new - -
ligious institutions and apply for Govern-
nt grants for maintenance. ~~These are now no~~
~~rules laid down~~ Their desirable to lay down ~~Committee subject to which~~
~~rules to deal with applications coming under~~
~~these two classes.~~ Same general rules according to which such applications might be dealt with.

~~2.~~ An inam grant, cash or land, to a -
religious or charitable institution can be
continued to it only so long as the conditions
of the grant are fully fulfilled. When an
institution entitled to an inam grant ceases
to exist and the circumstances of the case are
such that the resuscitation of the institution
is not necessary, possible or desirable, the
inam allowed to it should be resumed for failure
of service. If the policy of resumption is
continued to be enforced in the future as it has
been in the past, most of the inam grants will
disappear as, in the natural order of things and
in the course of long periods, old institutions,
especially temples ~~and shrines~~, fall into dis-
use. ~~Fresh grants of cash allowances or land~~
~~inams are~~ not now generally made to religious
~~institutions. Owing to the gradual resumption~~
~~of old grants and to the modern tendency of not~~
~~granting no new grants, the result will be the~~
~~complete or disappearance in course of time of all~~

The Inam Commissioner to submit proposals for the appointment of an officer of the status of Deputy Collector for a period of three years to conduct the investigation in the Talukas of Dharwar & Shimoga as observed by the Committee. He is to report on what other Talukas there are for such special arrangement and to issue the necessary instructions for bringing all the Inams in the Talukas in which the work is done under the operation of the Act.

The Inam Commissioner is required to submit proposals regarding the appointment of an officer to carry on the work in the Talukas of Dharwar & Shimoga as observed by the Committee. He is to report on what other Talukas there are for such special arrangement and to issue the necessary instructions for bringing all the Inams in the Talukas in which the work is done under the operation of the Act.

~~State aid to religious institutions.~~

desirable to prevent this result as f possible. Old religious institutions into decay, but new ones come into exis ~~The religious instinct is of great valu to society and institutions that minist it deserve Government support.~~ As fresh grants are not now made, generally, the inam grants cash or land, of defunct Muzrai Institut may not be resumed, but may be made avail for new institutions or for old institut the resources of which are insufficient to meet their requirements. ~~This principle w actually adopted so far back as 1924, but i has not yet been given effect to.~~

~~The following arrangements are sanc tioned for giving effect to the principle of resumption referred to above.~~

(1) Cash and land inams of defunct Muzrai institutions may, ~~with the previous sanction of Government~~, be granted to ~~existing~~ old or new institutions which are considered deserving of Government help. ~~The management of Mutts is not, in many cases, satisfactory, and~~ Resumed grants, land or cash, will not ordinarily be allow to ~~them~~ Mutts.

(2) After resumption and [illegible] re- granted to other institutions, the cash grants of defunct Muzrai institutions and also the annual income from their land inams ~~are~~ credited to the General Muzrai Fun ~~This is effected in view of the~~

In view of these considerations Govt are pleased to issue the following instructions for regulating the disposal of resumed grants.

and all such Grants to require the Sanction of Govt

under a Separate head to be opened for the purpose. The Mutts or institutions to be concerned should be requested to issue instructions in connection with the remittance of the amounts to the credit of the Government

desirability of augmenting the resources of this Fund for meeting the many demands made on it.

(3) The resumed cash or land inams may be re-granted to institutions which belong to the same religion as the old institutions from which they were resumed and which are in the same District, preference, however, being given to institutions in the same Taluk. Where possible

(4) Inam grants under these rules may be allowed only to institutions which are meant for the use of the public and which are supported by endowments made by private or public subscription.

5. Inam grants are generally made without any limitation of time and re-grants ~~have to~~ may follow this rule.

6. The ~~above scheme is sanctioned tentatively for~~ defects of the Scheme if any should be reviewed a period of 5 years ~~and will be reviewed at the end of the period after experience is gained of the working of the scheme.~~ with a view to see if they require any modification. The Inam Commissioner is requested to submit a report on the working of the scheme ~~during the period~~ sufficiently early before the close of the period to enable Government to pass suitable orders on the extension or otherwise of this scheme. He is also requested to send detailed proposals in regard to the administration of the resumed grants of land till they are otherwise disposed of so as to suit local conditions.

20/1/24

Secy. to Govt.,
Finl. Department.

To

The Inam Commissioner.
The Comptroller
The Superintendent, Rev. Survey
The Revenue Commissioner.
Print.

Press Code.

23/1/25

S. O.

Government of his highness the Maharaja of Mysore.

FINANCIAL DEPARTMENT.

G. O. No. 1769 72—Muz. 49-28-2, dated 1st March 1929.

Inams of Defunct Muzrai Institutions.

Issues orders regarding the resumption of —— and grant of the same to deserving Institutions.

READ—

Correspondence ending with D O letter No 105 of 1928-29, dated 2nd January 1929, from the Muzrai Commissioner in Mysore, reporting on the subject of resumption of grants of defunct Muzrai Institutions.

ORDER NO. 1769-72—MUZ. 49-28-2, DATED 1ST MARCH 1929.

Instances have been repeatedly brought to the notice of Government in which institutions to which land or cash grants are allowed by Government have ceased to exist and yet their grants are being enjoyed by persons who have no right to them. Cases have also come to notice in which institutions to which land grants are allowed are in existence, but their Devadaya Inam lands have been alienated and are in the enjoyment of persons who render no service to the institutions concerned. There has been no systematic enquiry into cases of this kind for the resumption or restoration of grants, the unauthorised enjoyment or alienation of which is established. In view of these facts Government have decided to arrange for an exhaustive investigation into all instances of this nature in all the Taluks.

2. In Taluks, in which the number of cases for enquiry is large, a special agency will be employed for the period necessary and its cost will be met from the General Muzrai Fund and in other Taluks the work will be required to be done by the respective Amildars. The Muzrai Commissioner's recommendation for the appointment of an Officer of the status of an Amildar for a period of three months for conducting this investigation in the Taluks of Tirthahalli and Shimoga is approved, and he is requested to submit proposals regarding the Officer to be employed on this work, the staff required for him and the cost for which provision should be made in the Budget of the General Muzrai Fund. He is also requested to report in what other Taluks there is need for this special arrangement and to issue instructions for prompt attention to this work by the respective Amildars in other Taluks where the work is not expected to be heavy. Quarterly reports of the progress of the work should be submitted to Government on the 15th of April, July, October and January.

3. An Inam grant, cash or land, to a religious or charitable institution can be continued to it only so long as the conditions of the grant are duly fulfilled. When an Institution entitled to an Inam grant ceases to exist and the circumstances of the case are such that the resuscitation of the Institution is not necessary, possible or desirable, the Inam allowed to it, should be resumed for failure of service. If the policy of resumption is continued to be enforced in the future as it has been in the past, most of the Inam grants will disappear as, in the natural order of things and in the course of long periods, Old Institutions especially temples fall into disuse. It is desirable to prevent this result as far as possible Old Religious Institutions fall into decay, but new ones come into existence. As fresh grants are not now generally made, the Inam grants, cash or land, of defunct Muzrai Institutions may not be resumed, but may be made available for New Institutions or for Old Institutions the resources of which are insufficient to meet their requirements.

4. Cash or Land Inams, or both, allowed to some Institutions are found to be inadequate for their maintenance and representations are being made for increasing their grants. Charitably disposed persons build New Religious Institutions and apply for Government grants for their maintenance. It is desirable to lay down some general rules according to which such applications might be dealt with.

5. In view of these considerations Government are pleased to issue the following instructions for regulating the disposal of resumed grants:—

(1) Cash and Land Inams of defunct Muzrai Institutions may be granted to Old or New Institutions which are considered deserving of Government help and all such grants require the sanction of Government. Resumed grants, land or cash, will not ordinarily be allowed to Matts.

(2) After resumption and until regranted to other institutions, the cash grants of defunct Muzrai Institutions and also the annual income from their land Inams will be credited to the General Muzrai Fund under a separate head to be opened for the purpose. The Muzrai Commissioner is requested to issue instructions in consultation with the Comptroller for the maintenance in every Taluk of a proper register for showing full particulars of resumed grants, the annual demand on account of them, the realisation of the demand as it falls due and the credit of the amount to the Treasury and its verification with the account of the General Muzrai Fund When a cash or land Inam brought on this Register is granted to another institution it will be struck off the Register under proper authority.

(3) The resumed cash or land Inams may be granted to Institutions which belong to the same religion as the Old Institutions from which they were resumed and which are in the same District preference, however, being given where possible to Institutions in the same Taluk; and

(4) Inam grants under these rules may be allowed only to Institutions which are meant for the use of the public and which are supported by endowments made by private or public subscriptions.

6. The details of the scheme sanctioned in this order will be reviewed after a period of five years with a view to see if they require any modification.

B. SRINIVASA IYENGAR,
Secretary to Government,
Financial Department.

To—The Muzrai Commissioner in Mysore, Bangalore.
The Comptroller to the Government of Mysore.
The Superintendent, Revenue Survey and Settlements.
The Revenue Commissioner in Mysore.
PRESS TABLE.

Exd.—P. S. R. N.

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